

SENATE BILL 699

By Niceley

AN ACT to amend Tennessee Code Annotated, Title 40, Chapter 35; Title 55, Chapter 10, Part 4; Title 57, Chapter 4 and Title 57, Chapter 5, relative to consequences of driving under the influence.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 55-10-402(a)(3), is amended by adding the following as a new, appropriately designated subdivision:

() In addition to the sentencing requirements of subdivisions (a)(3)(A) and (a)(3)(B), any person violating § 55-10-401 shall, upon conviction for a third offense, be prohibited from purchasing alcoholic beverages, pursuant to Section 3. The court in which a conviction is entered shall forward a copy of the conviction to the department of safety.

SECTION 2. Tennessee Code Annotated, Section 55-10-402(a)(4), is amended by redesignating the current subdivision as subdivision (a)(4)(A) and adding the following subsequent subdivision:

(B) In addition to the sentencing requirements of subdivision (a)(4)(A), any person violating § 55-10-401 shall, upon conviction for a fourth or subsequent offense, be prohibited from purchasing alcoholic beverages, pursuant to Section 3. The court in which the conviction is entered shall forward a copy of the conviction to the department of safety.

SECTION 3. Tennessee Code Annotated, Title 55, Chapter 10, Part 4, is amended by adding the following as a new section:

(a) Notwithstanding § 40-35-111, any person convicted of violating § 55-10-401 for a third or subsequent offense shall be prohibited from purchasing alcohol or alcoholic beverages, including intoxicating liquors, wine, and beer.

(b) If the person is granted a state-issued photo identification license or a driver license, with or without restrictions, the identification card or license shall indicate that the person is prohibited from purchasing alcohol with the words "NO ALCOHOL SALES".

(c) Any cost the department of safety incurs in processing, producing, and issuing an identification card or license with the indicator required by subsection (b) or otherwise implementing this section shall be paid by the offenders to whom the identification cards or licenses are issued in the form of an issuance fee. The department shall determine the amount of the fee by rule, but the fee shall not exceed the cost of implementing this section.

SECTION 4. This act shall take effect July 1, 2015, the public welfare requiring it.